

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

MARIA V. ALTMANN, an individual,  
*Plaintiff-Appellee,*

v.

REPUBLIC OF AUSTRIA, a foreign  
state; and the AUSTRIAN GALLERY,  
an agency of the Republic of  
Austria,

*Defendants-Appellants.*

Nos. 01-56003  
01-56398

D.C. No.  
CV-00-08913-FMC  
Central District  
of California,  
Los Angeles

**ORDER**

On Remand from the  
United States Supreme Court

Filed July 28, 2004

Before: Kim McLane Wardlaw, William A. Fletcher,  
Circuit Judges, and Ronald M. Whyte,\* District Judge.

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**ORDER**

We hereby recall our July 13, 2004 mandate. We deny Appellants' Motion for Leave to Submit Supplemental Briefing on Remand from the Supreme Court and remand this case to the district court for further proceedings consistent with the decision of the United States Supreme Court in *Republic of Austria v. Altmann*, 541 U.S. \_\_\_, 124 S. Ct. 2240 (2004).

**IT IS SO ORDERED.**

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\*The Honorable Ronald M. Whyte, United States District Judge for the Northern District of California, sitting by designation.

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